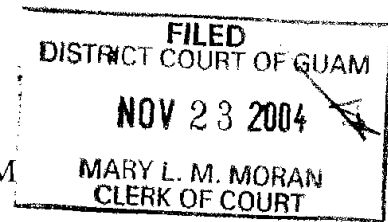


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IN THE DISTRICT COURT OF GUAM
TERRITORY OF GUAM

JAY MERRILL, on his own behalf and on
behalf of all other similarly situated voters
desirous of casting a vote in favor of
Proposal A at a fair and legal election,

Plaintiffs,

vs.

The Guam Election Commission; Gerald
A. Taitano, and in his capacity as the
Executive Director of The Guam Election
Commission, I Mina' Bente Siete Na
Liheislaturan Guahan (The 27th Guam
Legislature); Felix P. Camacho, in his
official capacity as the Governor Of Guam.

Defendants.

CIVIL CASE NO. CIV04-00046

DECLARATION OF JAY MERRILL

I, JAY MERRILL, do hereby declare as follows:

1. I am the Plaintiff in the above-referenced civil action.
2. I have personal knowledge of the matters stated herein and if called, could and would testify competently thereto.
3. I have reviewed the allegations set forth in ¶¶ 1 through 5 and ¶¶ 12 through 30 of the amended complaint and they are true to the best of my knowledge and belief.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 23 day of November, 2004, in Hagåtña, Guam.


JAY MERRILL